



DEPARTMENT OF THE ARMY
OFFICE OF THE ASSISTANT SECRETARY OF THE ARMY
ACQUISITION LOGISTICS AND TECHNOLOGY
103 ARMY PENTAGON
WASHINGTON DC 20310-0103



28 JAN 2002

REPLY TO
ATTENTION OF

SAAL-PC

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Contractor Systems Support During Contingency Operations.

The references listed below provide guidance for Army commands requiring contractor systems support during contingency operations:

- a. United States Army Combined Arms Support Command (CASCOM), Acquisition Liaison Office, study: Systems Contractor Support of 4th Infantry Division, August 1, 2001
- b. Army Regulation 715-9, Contractors Accompanying the Force, October 29, 1999.
- c. Field Manual 3-100.21, Contractors on the Battlefield, March 2000.
- d. Department of Defense (DoD) Acquisition Deskbook Supplement: Contractor Support in the Theater of Operations, (<http://web2.deskbook.osd.mil/data/001qzdoc.doc>).
- e. Department of the Army Pamphlet (DA PAM) 715-16, Procurement, Contractor Deployment Guide, February 27, 1998.
- f. AMC-P 715-18, Army Material Command (AMC) Contracts and Contractors Supporting Military Operations, June 2000.

As the Army continues to rely on contractors to provide logistics support for its weapons; Command, Control, Communications, and Computers (C4); and other support systems; issues and problems arise in which contracts are not being consistently structured to require contractor support for deployed operations. As a result, we must now put into place steps to immediately correct this deficiency in Army contracts. As a minimum, the following clauses shall be incorporated into your contracts when deployment of contractors are anticipated:

- 52.228-3 – Worker's Compensation Insurance (Defense Base Act)
- 52.228-4 – Worker's Compensation and War Hazard Insurance Overseas
- 252.228-7000 – Reimbursement for War Hazard Losses
- 252.228-7003 – Capture and Detention

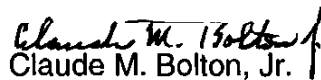
252.225-7043 – Antiterrorism/Force Protection Policy for Defense
Contractors Outside the United States
252.209-7001 – Disclosure of Ownership or Control by the Government of a
Terrorist Country

It is now Army policy that contracts providing support contractor personnel shall contain appropriate deployment guidance if those contracts have any likelihood of being used for support outside of the United States. Program Managers shall identify possible contingency system support scenarios and coordinate with contracting officers to ensure such contracts require support outside the United States. The Army must provide guidance to contractors so that their personnel will be prepared and available for rapid deployment to the Theater of Operations.

The references listed above provide a basis for understanding the motivation and intent behind this new policy. Appropriate contingency contract language can be found in the Department of Defense (DoD) Acquisition Deskbook Supplement: Contractor Support in the Theater of Operations. In addition to suggested contract language, the supplement also provides references.

All Program Managers must coordinate with their contracting officers to complete initial reviews of their current contracts, that require contractor support personnel for contingency operations, within 30 days of the date of this document. Furthermore, Program Managers must coordinate with their contracting officers to initiate modifications of each of those contracts to incorporate appropriate deployment language within 60 days of the date of this document.

Sincerely,


Claude M. Bolton, Jr.

Assistant Secretary of the Army
(Acquisition, Logistics and Technology)

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PROGRAM MANAGERS

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U.S. Army Space and Missile Defense Command, P.O. Box 1500, Huntsville, AL
35807-3801

CF:

Assistant Deputy Chief of Staff for Research, Development and Acquisition
(Acquisition, Contracting and Program Management), HQ, U.S. Army
Materiel Command, ATTN: AMCRDA-A, 5001 Eisenhower Avenue,
Alexandria, VA 22333-0001

Chief, Contract Policy Team, Headquarters, U.S. Army Materiel Command,
ATTN: AMCRDA-AP, 5001 Eisenhower Avenue, Alexandria,
VA 22333-0001

Chief, Program Management and Acquisition Support Office, Headquarters,
U.S. Army Materiel Command, ATTN: AMCRDA-AM, 5001 Eisenhower
Avenue, Alexandria, VA 22333-0001